

Loca 0300

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Lixiao Wang et al  
Serial No.: 08/685,338  
Filed: July 23, 1996  
For: HIGH COMPLIANCE, HIGH STRENGTH  
CATHETER BALLOONS USEFUL FOR  
TREATMENT OF GASTROINTESTINAL  
LESIONS

Examiner:

Group Art Unit:

Attention: Application Processing Division  
Special Processing Branch  
Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Docket No.: S63.2-5902

TRANSMITTAL LETTER

1. In regard to the above-identified application, we are submitting the attached:  
**2 pg Supplemental Response to Notice of Missing Parts; Letter from Donald J. Fournier;  
VAS Transmittal Letter; and Postcard.**
2. With respect to fees:
  - ☒ No additional fee is required.
  - ☐ Attached is check(s) in the amount of \$
  - ☐ Charge additional fee to our Deposit Account No. 22-0350.

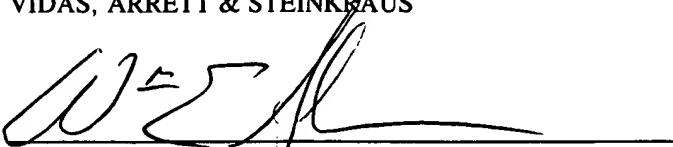
CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME

3. This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time. If any extension of time for the accompanying response is required, Applicant requests that this be considered a petition therefor.
4. Please charge any additional fees or credit any over-payment associated with this communication to Deposit Account No. 22-0350.

VIDAS, ARRETT & STEINKRAUS

Date: February 19, 1997

By:

  
William E. Anderson, II  
Registration No. 37,766

1540 Kinnard Financial Center  
920 Second Avenue South  
Minneapolis, MN 55402-4014  
Telephone: (612) 339-8801  
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Special Processing and Correspondence Branch  
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Washington D.C. 20231

Docket No.: S63.2-5902

**SUPPLEMENTAL RESPONSE TO  
NOTICE OF MISSING PARTS  
FOR 08/685,338 FILED 7/23/96**

On February 5, 1997 a response to the Notice to File Missing Parts was filed accompanied by a Declaration Of Facts In Support Of Filing On Behalf Of Omitted Inventor under (37 CFR 1.47(a)). In paragraph 8 and 9 of the Details Of Efforts To Reach Omitted Inventor it was indicated that on January 31, 1997, a letter (exhibit C) was sent to Mr. Fournier (the inventor) informing him that his request for a particular fee was unreasonable and requesting that he contact Luke Dohmen to discuss the situation. As of February 4, the day before the response to the above mentioned Notice of Missing Parts was due with extensions,

a response from Mr. Fournier was not forthcoming. After the response to missing parts was filed, Mr. Fournier did respond indicating his refusal to sign the Declaration and Assignment. His letter is herein enclosed as Exhibit D and should be added as further proof of refusal to the Details Of Efforts To Reach Omitted Inventor.


No fees should be required for this supplemental response because a fee has already been paid. If any other fees are necessitated by this supplemental response, please charge them to Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: February 19, 1997

By:

  
William E. Anderson, II  
Registration No. 37,766

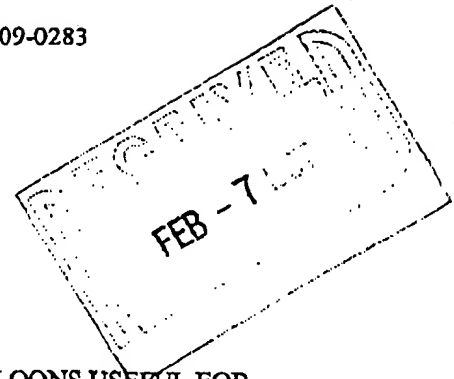
1540 Kinnard Financial Center  
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Telephone No.: (612) 339-8801  
Facsimile No.: (612) 349-6858



Donald J. Fournier  
PO Box 283  
Bellevue, WA 98009-0283

February 4, 1997

Luke Dohman  
SCIMED Life Systems, Inc.  
Boston Scientific Corporation  
One SCIMED Place  
Maple Grove, MN 55311-1566



RE: HIGH COMPLIANCE, HIGH STRENGTH CATHETER BALLOONS USEFUL FOR  
TREATMENT OF GASTROINTESTINAL LESIONS

Dear Luke:

I am responding to your letter dated January 31, 1997, regarding High Compliance, High Strength Catheter Balloons Useful for Treatment of Gastrointestinal Lesions and patent thereof. In your letter you acknowledge that payment of a reasonable fee for my review and execution of specific documents relating to the stated device is appropriate. I'm not sure what "reasonable" is or what my true value might be, the \$2,500 figure is simply based on what I have billed for and received as compensation in the past for similar consulting services.

As you feel this figure is too high, I have enclosed the original documents, declaration and assignment for Docket No. S63.2-5902. Should your position change, I will try to respond within the original timeframe established.

Respectfully,